D.B. CIVIL CONTEMPT PETITION NO. 28/2006
Ms. Pyare Lal Satish Kumar
Vs.
Sallauddin Ahmed & Ors.

24.7.2006

HON'BLE MR RAJESH BALIA, J.
HON'BLE MR.GOPAL KRISHAN VYAS, J.

Mr. Parmendra Bohra, for the petitioner/s
Mr. Shyam Toshniwal on behalf of
Mr. N.M. Lodha, AAG.

Learned counsel for the parties brought to the notice of the Court, order dated 22.5.2006 by which a group of contempt petitions arising out of the same bench decision of this Court dated 17.4.2006 were decided taking into consideration the decisions rendered by the Hon'ble Supreme Court. Thereafter, the question of allotment of shops to traders arose and considering the fact that there is no specific directions by the Court to allot shop to any specific member of the traders community, the Court held that contempt proceedings cannot be continued as the same are not maintainable for that reason and after coming to this conclusion, the Court has discharged the contempt notices subject to the observation that the petitioners, if so advised, may file fresh writ petition and seek direction in accordance with law.

Learned counsel for the parties states that there is no distinction between the present case and the cases decided by the Division Bench on 22.5.2006. Following the aforesaid decision, the contempt notices

are discharged in this case. The petitioner, if so, advised, may file a fresh writ petition and seek appropriate direction in accordance with law.

(GOPAL KRISHAN VYAS)J. (RAJESH BALIA),J.

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